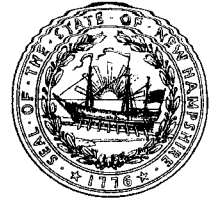




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

**LETTER OF DEFICIENCY
WET 06-082**

August 11, 2006

William T. Farrell
21 Deer Run Dr.
Freedom, NH 03836

RE: NHDES Wetlands File #2006-01276 21 Deer Run Dr., Freedom

Dear Mr. Farrell:

On 7/13/2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Freedom Tax Map 19 as Lot 27 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Env-Wt 100-800.

During the inspection the following deficiencies were documented:

1. Ruts were created by logging equipment in wetlands surrounding a stream on a 2+/- acre proposed house lot.

In response, you are requested to take the following actions:

1. Hire a certified wetland scientist to delineate the boundaries of all jurisdictional wetlands on the property, and then delineate and quantify the extent of unauthorized wetlands impact on the property.
2. Develop a plan to be submitted to DES which depicts the information obtained in no. 1 above; as well as the proposed locations of the, driveway, well, and septic system or sewer connection.
3. Develop a restoration plan for the unauthorized wetlands impacts including:
 - a. Erosion/siltation controls
 - b. Construction sequence
 - c. Proposed means of re-grading ruts
 - d. Stabilization planting plan
 - e. Monitoring schedule
4. Execute this actions and submit the requested materials, to be received by DES no later than **September 20, 2006.**

Once the wetland / upland locations are determined on the lot, you may apply for a wetlands permit if it is determined that a wetlands crossing is needed to reach buildable uplands on the lot for house construction. Such an application will be handled under separate cover and process.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

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DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Dori Wiggin, East Region Supervisor
Wetlands Bureau
Department of Environmental Services
Pease District Office
50 International Drive, Suite 200
Portsmouth, NH 03801

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact me at (603) 559-0020.

Sincerely,



Dori Wiggin
East Region Supervisor
Wetlands Bureau

CERTIFIED MAIL 70022410000162791444

cc: Rene Pelletier, Asst. Director, Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Freedom Conservation Commission
Freedom Board of Selectmen
USACOE